SIKKIM

GOVERNMENT GAZETTE

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GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

No. 43 /LD/2007 **Dated: 10.01.2007**

NOTIFICATION

The following Act passed by the Sikkim Legislative Assembly having received the assent of the Governor on 18th day of December, 2006 is hereby published for general information:-

THE SIKKIM LABOUR PROTECTION (AMENDMENT) ACT, 2006

(Act No.19 of 2006)

AN
ACT

to amend the Sikkim Labour Protection Act, 2005.

Be it enacted by the Legislature of Sikkim in the Fifty- seventh Year of India as follows:-

Short title & commencement.

1. (1) This Act may be called The Sikkim Labour Protection (Amendment) Act, 2006.

(2) It extends to the whole of Sikkim.

(3) It shall be deemed to have come into force on the 1st day of June, 2006.

Amendment of Section 4.

2. In the Sikkim Labour Protection, Act, 2005 (hereinafter referred to as the said Act) in Section 4

(1) of sub-section (3) for the words "one month" the words "a period not exceeding six months" shall be substituted.

(2) In sub-section (4) for the words "one month" the words "six months" and for the words and the figure "45 days" the figure & the words "60 (sixty) days" respectively shall be substituted.

(3) After sub-section (4) the following proviso shall be deemed always to have been inserted namely:-
"Notwithstanding anything contained in sub-section (3) and (4) an application can be made to the authority to extend the period further by another 30 (thirty) days for which necessary grounds may be indicated by the applicant and the authority also may in deserving cases extend the time by a period of 30 (thirty) days for disposal of such application.

Amendment of Section 19.

3. In the said Act in section 19 the following proviso shall be deemed always to have been inserted, namely:-
"Provided that no cognizance of offence shall be taken in this regard unless complaint in this regard has been filed :
Provided further that where an application has been made for registration or where an individual worker/ worker employed voluntarily undertakes to submit necessary papers/documents for the purpose of registration, cognizance of offence shall not be taken.

Amendment of Section 20.

4. In the said Act in Section 20 the words "a registered worker or a government recognized non-govt. organization or" shall be omitted and after the word "Inspector" the words " or such other officer of the Labour Department as maybe" shall be inserted.

By Order.

R.K. Purkayastha (SSJS)
L.R.-cum-Secretary,
Government of Sikkim, Gangtok.
File No. 16 (82) LD/ 2006